



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Kinde Durkee, Treasurer
Hispanic Unity USA
9531 Via Ricardo
Los Angeles, CA 91504

Identification Number: C00345124

NOV 10 1999

Reference: Mid-Year Report (1/1/99-6/30/99)

Dear Mr. Durkee:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule B of your report (pertinent portion(s) attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) precludes a non-multicandidate political committee and its affiliates, from making a contribution to a candidate for federal office in excess of \$1,000 per election. Please refer to the Campaign Guide for information on how a committee qualifies for multicandidate status.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If you have made an excessive contribution, you should notify the recipient and request a refund of the amount in excess of \$1,000 and/or notify the recipient in writing of your redesignation of the contribution. In the best interest of your committee, all refunds and redesignations should be made within sixty days of the treasurer's receipt of the contribution(s).

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of the refund request sent to the recipient committee(s). In addition, any refunds should be disclosed on Schedule A supporting Line 16 of the report covering the period during which they are received. Any redesignations should be disclosed as memo entries on Schedule B supporting Line 23 of the report covering the period during which the redesignation is made. 11 CFR §110.1(b)

Although the Commission may take further legal action regarding the excessive contribution(s), your prompt action in obtaining a refund and/or redesignating the contribution(s) will be taken into consideration.

-Your report discloses limited payments for administrative expenses. Administrative expenses are payments made for the purpose of operating a political committee including, but not limited to, rent, utilities, salaries, telephone service, office equipment and supplies. Any such payments to a person aggregating in excess of \$200 in a calendar year must be disclosed on Schedule B, supporting Line 21(b) of the Detailed Summary Page. 2 U.S.C. §434(b)(5) If these expenses are being paid by a connected organization, your Statement of Organization must be amended to reflect this relationship. 2 U.S.C. §433(b)(2) In addition, if expenses have been incurred but not paid in a reporting period, the activity should be disclosed as a debt on Schedule D, if the obligation is \$500 or more, or outstanding for sixty days or more. 11 CFR §104.11

Any goods or services provided to your committee by a person, except volunteer activity (i.e., a person's time), would be considered an in-kind contribution from that person, and would be subject to the disclosure requirements of 2 U.S.C. §434(b)(3) and 11 CFR §104.13, and the limitations and prohibitions of 2 U.S.C. §§441a and 441b.

Clarification regarding administrative expenses should be disclosed during each two year election cycle beginning with the first report filed in the non-election year. Please verify that all expenses referenced above (i.e., rent, salaries, utilities, etc.) have been adequately disclosed. If these services have been provided by volunteers, please confirm this in writing.

-Your calculations for Line 31, Columns A and B appear to be incorrect. FEC calculations disclose this amount(s) to be \$56,269.87. Please provide the corrected total(s) on the Detailed Summary Page.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions to federal candidates should be properly disclosed on a separate Schedule B, supporting Line 23 of the Detailed Summary Page. Please refer to the instructions contained on the forms to determine the proper categorization when preparing your next filing.

-Your report includes computer produced formats of Schedules A and B. Computer produced formats may only be used upon prior approval of the

Commission. You should submit a separate sample format with a cover letter requesting approval. Until your format has been approved, FEC forms must be used. 11 CFR §104.2(d)

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 694-1130.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dominick Ciaraldi". The signature is fluid and cursive, with a large initial "D" and a stylized "C".

Dominick Ciaraldi
Reports Analyst
Reports Analysis Division

SCHEDULE B

ITEMIZED DISBURSEMENTS

Other Disbursements

Use separate schedule(s)
for each category of the
Detailed Summary Page

PAGE 1 OF 1

FOR LINE NUMBER

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Hispanic Unity USA

C00045124

Full Name, Mailing Address and Zip Code

Purpose of Disbursement

Date

(Month/Day/Year)

Amount of Each

Disb. This Period

DR
Bob Weygand For Congress
430 S Capitol St
Washington, DC 20003

Contribution
2 CD RI

6/30/1999

\$2,000.00

Disb. For:

Debbie Stabenow For Senate
436 New Jersey Ave SE
Washington, DC 20003

Contribution
8 CD MI

6/30/1999

\$2,000.00

Disb. For:

Mark Udall For Congress
333 W 120th Ave, Suite 320
Westminster, CO 80234

Contribution
3 CD AZ

6/30/1999

\$2,000.00

Disb. For:

Tom Udall For Us All
344 E Capitol NE
Washington, DC 20003

Contribution
1 CD NM

6/30/1999

\$3,000.00

Disb. For:

\$8,000.00

SUBTOTAL of Disbursements This Page (optional)

\$8,000.00

TOTAL This Period (last page this line number only)

SCHEDULE B

ITEMIZED DISBURSEMENTS
Operating Expenditures

Use separate schedule(s)
for each category of the
Detailed Summary Page

PAGE 2 OF 2
FOR LINE NUMBER

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Harpole Unity USA

C00045124

Full Name, Mailing Address and Zip Code

Purpose of Disbursement

Date
(Month/Day/Year)

Amount of Each
Disb. This Period

Guentz, John E.
P.O. Box 4833
McAllen, TX 78502

Photos

6/21/1999

\$1,735.08

Disb. For:

KNOV Channel 49
801 N. Jackson Rd.
McAllen, TX 78501

Program Costs

6/19/1999

\$500.00

Disb. For:

American Printing
614 S. 12th St.
McAllen, TX 78501-4928

Printing

6/30/1999

\$22.00

Disb. For:

Committee To Re-elect Loretta Sanchez
9531 Via Ricardo
Los Angeles, CA 91504

Reimbursement

6/30/1999

\$20,641.78

Disb. For:

SUBTOTAL of Disbursements This Page (optional)

\$22,888.78

TOTAL This Period (last page this line number only)

\$47,603.08

